



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/600,390	06/20/2003	Avijit Chatterjee	ROC920030238US1	7557

46797 7590 08/20/2008

IBM CORPORATION, INTELLECTUAL PROPERTY LAW
DEPT 917, BLDG. 006-1
3605 HIGHWAY 52 NORTH
ROCHESTER, MN 55901-7829

EXAMINER

HARPER, LEON JONATHAN

ART UNIT	PAPER NUMBER
----------	--------------

2166

MAIL DATE	DELIVERY MODE
-----------	---------------

08/20/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/600,390	Applicant(s) CHATTERJEE ET AL.	
	Examiner Leon J. Harper	Art Unit 2166	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period **will** apply and **will** expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply **will**, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 06 June 2008.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 9,11-25 and 36 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 9,11-25,36 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date: _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date: _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Continued Examination Under 37 CFR 1.114

A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 6/6/2008 has been entered.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

The factual inquiries set forth in *Graham v. John Deere Co.*, 383 U.S. 1, 148 USPQ 459 (1966), that are applied for establishing a background for determining obviousness under 35 U.S.C. 103(a) are summarized as follows:

1. Determining the scope and contents of the prior art.
2. Ascertaining the differences between the prior art and the claims at issue.
3. Resolving the level of ordinary skill in the pertinent art.
4. Considering objective evidence present in the application indicating obviousness or nonobviousness.

Claims 9,11-18 and 25 are rejected under 35 U.S.C. 103(a) as being unpatentable over US 20040205545 (hereinafter Bar), in view of US5253362 (Nolan).

As for claim 9 Bar discloses:: a data store storing a plurality of data objects () a plurality of different applications editing the plurality of data objects, wherein each application performs a different type of editing (See paragraph 0021); an annotation store storing one or more annotations annotating the plurality of data objects edited by the plurality of different applications (See paragraph 0025) an annotation browser configured to access the annotation store and providing one or more graphical user interfaces for creating and viewing the one ore more annotations (See paragraph 0025). Bar however does not disclose an annotation browser configured to display one or more annotations along with selectable links to at least one of the plurality of data objects annotated by each annotation; and wherein selecting any one of the selectable causes one of the plurality of different applications used to edit the recpective data object to be invoked. Nolan however does disclose an annotation browser configured to display annotations and links to associated annotated data objects and wherein selecting the links to the associated data objects causes an application used to manipulate the associated data objects to be invoked (See column 2 lines 50-60). It would have been obvious to an artisan of ordinary skill in the pertinent at the time the invention was made to have incorporated the teaching of Nolan into the system of Bar. The modification would have been obvious because the two references are concerned with the solution to problem of browsing and storing annotations, therefore there is an implicit motivation to combine these references. In other words, the ordinary skilled artisan, during his/her quest for a solution to the cited problem, would look to the cited references at the time the invention was made. Consequently, the ordinary skilled

Art Unit: 2166

artisan, would have been motivated to combine the cited references since Nolan's teaching would enable users of the bar system to fan out annotations, and store annotations in scratch pad form.

As for claim 11 the rejection of claim 9 is incorporated, and further Nolan discloses: wherein the annotation browser is configured to display data and indications of what displayed data has one or more corresponding annotations (See column 5 lines 35-42).

As for claim 12 the rejection of claim 11 is incorporated, and further Bar discloses wherein the annotation browser is configured to display one or more annotation icons proximate to an annotated data object (See paragraph 0027).

As for claim 13, the rejection of claim 12 is incorporated, and further Nolan discloses: wherein: at least one common annotation describes more than one data object (See figure 6 and column 5 lines 51-55), and the annotation browser is configured to display a common annotation icon proximate to data objects described by the common annotation (See column 5 lines 60-65 notes the nurses notes hold annotations).

As for claim 14, the rejection of claim 13 is incorporated, and further Nolan discloses wherein the annotation browser is configured to display different annotation

Art Unit: 2166

icons proximate to data objects described by different annotations (See figure 5 and note that you are going to get a different view depending on what the annotation is).

As for claim 15, the rejection of claim 9 is incorporated, and further Nolan discloses: wherein the annotation browser is configured to display a first annotation icon to indicate a displayed data object has a single annotation and a second annotation icon to indicate a displayed data object has multiple annotations (See column 5 line60-column 6 line 4 and noting that icon is in a cell and will display differently depending on the annotation) .

As for claim 16, the rejection of claim 9 is incorporated, and further Nolan discloses: wherein the annotation browser is configured to display a first portion of annotation data from an annotation, in response to a user positioning a cursor over an associated annotation icon (See Figure 5 “showing details”).

As for claim 17, the rejection of claim 16 is incorporated, and further Nolan disclose: wherein the annotation browser is further configured to, in response to the user selecting the annotation icon, display a second portion of annotation data from the annotation (See figure 6 “expanded annotations”).

As for claim 18, the rejection of claim 17 is incorporated, and further Nolan discloses wherein the annotation browser is further configured to, in response to the

Art Unit: 2166

user selecting the annotation icon, retrieve the second portion of annotation data from the annotation store (See figure 6 and note that annotations are contained within the local data storage).

Claim 25 is a system claim substantially comprising the same limitations as claim 1 and is thus rejected for the same reasons as claim 1.

Claim 36 is a system claim substantially comprising the same limitations as claim 1 and is thus rejected for the same reasons as claim 1.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Leon J. Harper whose telephone number is 571-272-0759. The examiner can normally be reached on 7:30AM - 4:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Hosain T. Alam can be reached on 571-272-3978. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

LJH
Leon J. Harper
August 17, 2008


/Hosain T Alam/

Supervisory Patent Examiner, Art Unit 2166

Application/Control Number: 10/600,390

Page 8

Art Unit: 2166

<div>Application Number</div> <div></div>	Application/Control No.	Applicant(s)/Patent under Reexamination	
	10/600,390	CHATTERJEE ET AL.	
	Examiner	Art Unit	
	Leon J. Harper	2166	